

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JAY-VEE, INC.,

Plaintiff,

v.

Docket No.: 07 Civ. 6954 (NRB) (DCF)

ANNE WITTEMAN, FREEK OLGERS,  
PIETER DE VRIES, AND  
JASPER PALSTRA, doing business as  
THE VERBS,  
ROBBIE ADAMS, LESLEY BOYLE  
CHARLIE MARR AND MARTIN BLACK,  
doing business as THE VERBS, and  
ANNE WITTEMAN, FREEK OLGERS,  
PIETER DE VRIES, JASPER PALSTRA,  
ROBBIE ADAMS, LESLEY BOYLE  
CHARLIE MARR and  
MARTIN BLACK, individually,

**Defendants.**


**NOTICE OF MOTION  
FOR SUBSTITUTED SERVICE**

**PLEASE TAKE NOTICE**, that upon the annexed declarations of Anthony H. Handal and Elizabeth Elfeld, together with the relevant exhibits, and the accompanying memorandum of law submitted herewith, Plaintiff Jay-Vee, Inc. ("Jay-Vee") will move this Court before The Honorable Naomi R. Buchwald, United States District Judge for the Southern District of New York, in Room 21A of the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007, for (a) an order granting reconsideration of its September 21, 2007 Order denying Plaintiff's motion for substituted service and (b) modifying its Order to permit substituted service on defendants pursuant to Federal Rules of Civil Procedure 4(f)(3).

**PLEASE TAKE FURTHER NOTICE** that a proposed form of Order has been emailed to the Order and Judgments clerk, which Plaintiff respectfully requests be entered by this Court.

Dated: New York, New York  
November 2, 2007

Brown Rudnick Berlack Israels LLP

By: \_\_\_\_\_

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